

BUSINESS SESSION OF CITY COUNCIL

Extension of One Year Granted to Public Service Company on Franchise.

IMPROVEMENTS PROJECTED

CITY TREASURER IS GIVEN ADDITIONAL CLERK.

The city council at its regular session last night granted an extension of one year to the Salt Lake Public Service company on its franchise to lay four miles of mains in the city.

The matter had been presented to the council one week earlier, but it had been laid on the table for action last night. When the proposition was taken from the table, Attorney George Lawrence explained that the Salt Lake Public Service company had purchased from the Citizens' Heating & Power company its franchise in the city. It is the purpose of the new company to do all of the work which the franchise requires, but the company had broadened its scope and had a much larger contract on hand than was at first contemplated. The original franchise of the Citizens' Heating & Power company gave that company until Dec. 15, 1906, to lay four miles of mains in the city. The new company, which had taken over the franchise, had found it impossible to comply with this requirement, and asked the extension.

Attorney Lawrence said that of the company's bonds, \$50,000 had already been placed, and that President Chambers is now in the east negotiating for the sale of \$50,000 more bonds. The attorney said that the company had asked concerning this clause in the franchise and refused to buy until the extension is granted.

Fernstrom Wants to Know.

Councilman Fernstrom wanted to know. He objected to the extension of the franchise and fired a broadside of questions at Attorney Lawrence, who answered him, explaining in detail the purpose of the company and explaining that a greater amount of work had not been done because of the fact that material could not be had from the mills.

Councilman Black came to Lawrence's rescue and insisted that the matter be settled at once, and not be again laid on the table, as Councilman Fernstrom had suggested.

Extension Is Granted.

After the adoption of a clause in the franchise requiring the petitioners to give the city a bond of \$2,000 before Dec. 10, 1906, that the work will be accomplished within the time allowed by the franchise after the extension is granted, the members of the council granted the request of the petitioners.

The board of education reported to the council that at a regular meeting of that board it was decided that the request of the council that a teacher be detailed by the board to teach a class in the Morris detention home was denied because the board was of the opinion that it could not detail a teacher for the purpose of the council and detail a teacher for that work. The report was received and filed.

Want More Improvements.

A petition was received from a large number of residents and taxpayers living on Third street, between K and L streets, objecting to the sidewalk grades in that district. They asked that the grade be raised 1.4 feet between K and L streets, 1.6 feet between L and M streets and gradually from M to N street. The petition was referred to the city engineer and the three commissioners from the Fourth precinct with power to act.

An ordinance providing for the assessment of a sidewalk tax was passed. The ordinance provides that the city engineer and the three commissioners from the Fourth precinct with power to act.

An ordinance calling for the assessment of a paving tax in order that Brigham street may be paved from Fifth East street to the western boundary line of the Fort Douglas military reservation was passed.

Another ordinance calling for an assessment for paving both sides of H street from South Temple street to First street was presented and was passed.

An ordinance calling for the assessment of a tax levy for the construction of sewers in the district bounded by Fifth and Ninth South streets and from Ninth East street to the gravity sewer on the west was passed.

The board of public works asked for an appropriation of \$1,000 for the construction of ditches in sidewalk extension No. 2. This was referred to the city attorney.

File Claims Against City.

Christiana Berg filed a claim against the city for \$1,000 for injuries which she claimed to have suffered by falling into a trench at First South and First West streets on the night of Sept. 22, claiming that there were no lights or signals placed there for the warning and protection of pedestrians. The claim was filed.

Another claim was presented by F. J. Peiper, who asked for \$30, alleging that he fell into a ditch at Third South and Tenth East street on the night of Aug. 19, 1906. This was filed.

A communication was read from the dog-tax collector asking that an appropriation of \$25 be made to repair damages done to the dog pound by a recent fire and by the wind in the heavy gale of a few weeks ago. The appropriation was made.

"Furnished Rooms for Rent."

C. S. Tingey, secretary of state, sent a communication to the council stating that he was authorized to ask for bids for rooms to be occupied by the coming session of the legislature for a period of sixty days, and asking for bids from the city and county building. The communication was referred to the committee on control.

The unsafe condition of the intersection of Richards street and First and Second South streets was presented by merchants on that street. It was stated in the communication that because of the fact that the gutter is much lower than the pavement, wagons are frequently stuck there, and goods are damaged by being thrown from the wagons on "whites" they haul. Because traffic in that street is increasing rapidly, the petitioners suggested that the gutter be taken up at once and the grade changed so that the evil will be eradicated. The petition was referred to the city engineer and the committee on streets.

Swenson Gets Check.

City Treasurer Swenson reported to the council that his office force is not large enough to carry on the work of the office at this time and asked permission to hire one clerk for sixty days at \$1 per day. Permission was granted by the council.

Fire Chief Charles T. Vall sent a communication to the council, stating that he had appointed Alex S. Baker, W. H. Watkins, David Keith and F. Groves as firemen, asking the council to approve the appointments.

Councilman Fernstrom again wanted to know. He wanted to know if the men were to be placed in the new station which is being completed, and if such were the case, he wanted to know why they were being appointed before the station is ready for them.

Councilman Martin asked that the appointments be referred to the council committee on fire department, which was done.

Money Coming In.

The city treasurer reported that during October the criminal division had received \$1,503, that \$3.45 had been collected on state cases and that the last amount \$1.72 had been received by the city.



THE TWELVE.

So called because Banks, 116 S. Main Street, sells them in dozen lots to Provo and other cities at \$9 and \$12 per dozen. "23" and "Skidoo" are also running well.

It was also reported that the receipts from the provision were \$163.95, and from the juvenile court, \$53.50. The recorder's office had received \$39 with the application of the Salt Lake Service company for a franchise, and \$1 for automobile licenses. The total receipts reported were \$,323.27.

A resolution presented by Councilman Martin, requiring the city engineer to serve written notice on all property owners affected by the ordinance requiring certain alleys to be paved, and notifying the property owners that it is the intention of the council to proceed against all delinquents if the ordinance is not complied with at once, was adopted.

Utah Light Gets Broadside.

Councilman Black fired a broadside at the Utah Light and Railway company, when he introduced the following resolution:

"Whereas, The street intersections crossed by the Utah Light & Railway company are mostly in a condition that are dangerous to cross with any kind of vehicle because the rails are higher than the street grades, therefore, be it

"Resolved, That the supervisor of streets is hereby instructed to notify the said company to immediately proceed to bring their tracks to grade on all crossings for vehicles, and to place stone blocks between the entire space of the outside rails where double tracked, wherever the city has laid or may lay stone blocks, and not be again laid on the table, as Councilman Fernstrom had suggested.

Gas Company Gets Another.

Councilman Ferry followed Councilman Black's lead by taking a shot at the Utah Gas & Coke company. He called attention to the fact that the company is preparing to lay a pipe line in the paved district, and the workmen of the company are not using sufficient care to preserve the asphalt pavements.

The resolution provides that the board of public works be instructed to notify the chief inspector to examine the work and to correct the methods of the company in removing and replacing the pavement. The resolution was adopted after Councilman Ferry had gone into details, showing the methods he had seen employed by the workmen.

LOW RATES EAST

Via D. & R. G. R. R., Nov. 20.

Chicago and return.....\$4.50
St. Louis and return.....39.50
Omaha, Kansas City.....32.00
St. Paul, Minneapolis.....41.00
Denver and Pueblo.....19.75
Other points one fare plus \$2 for the round trip. Tickets good sixty days returning. Stop-over privileges. Ticket office, Dooly block.

ONLY \$32.00

To Kansas City and Return.

Via O. S. L. and U. P. lines, November 17, for Trans-Mississippi congress. See agents regarding limits, etc. City ticket office 201 Main street.

SUPREME COURT SUSTAINS FARNEY

Decides Against the Oregon Short Line in Important Damage Case.

UPHOLDS LOWER COURT

WORKMAN INJURED IN ACCIDENT IS GIVEN DAMAGES.

In an opinion written by Chief Justice Straup, and concurred in by Justices McCarthy and Frick, the lower court is sustained in its action in assessing damages against the Oregon Short Line Railroad company, in a suit for damages filed by Herbert J. Farney, because of personal injuries which he suffered while employed as a structural iron worker in Wyoming.

The action was brought by the plaintiff, who alleged that the defendant company had been negligent in furnishing insecure and unsafe structures for him to work upon. He was engaged in working on a new steel bridge at Ham's Fork, near Opal, Wyo., August 5, 1903, and was on a gallow's frame, handling a 60,000-pound steel girder. The gallow's frame fell and he was thrown into twenty or thirty feet of water in the river.

The right arm of the plaintiff was broken, his left leg was bruised, his hips were injured and his back was hurt. He went to a hospital, where five operations were performed and ten pieces of bone were removed from his arm. His injuries were permanent, and the use of the right arm has been partly destroyed.

The defendant alleged in the answer filed in the district court that the plaintiff contributed to the accident by his own carelessness, and that such accidents were the ordinary risks of the class of employment in which he was engaged, and in accepting the position he tacitly accepted those risks.

The appellant insisted that the plaintiff assisted in the construction of the gallow's frame and was familiar with its construction, and with the hazards of the work on the gallow's frame. It was brought out in the district court in the trial, which was before Judge Childers, that the plaintiff knew nothing of the strength of the gallow's frame, and did not know what weight it would bear.

The supreme court held that the master and not the servant should provide the place of employment, and that the necessary appliances used in that employment should be safe. The opinion holds that the master should use reasonable care to provide the servant with reasonably safe appliances with which to do the work required.

The judgment of the lower court, which was in favor of the plaintiff, was affirmed by the supreme court, which could find no reversible error in the judgment which is affirmed with the costs taxed to the appellant.

BENCH HEARS CASES.

Preliminary Action Taken in Suits Before Circuit Court.

The United States circuit court disposed of a number of cases yesterday. The case of the City Street Improvement company vs. Salt Lake City was continued. Nicholas A. Robertson of the supreme court of Kansas was admitted to practice in the local court. The case of Walter G. Miller vs. the Buhl-Kimberly corporation was dismissed upon motion of the plaintiff. The cases of the Grand Central Mining company vs. the Mammoth

HORSES.

If your horse has an ailment of any kind that can be cured by a liniment get the old, time-tried

Mexican Mustang Liniment

It has been curing everything in horses and cattle for a good, honest penetrating liniment can cure for the past sixty years.

COWS.

In case a dairyman finds one of his cows "sick up" with a caked and inflamed udder, if he rubs it with

Mexican Mustang Liniment

gently but thoroughly he can depend upon a quick and complete cure. Sore teats also, are soon healed by this reliable liniment.

POULTRY.

may seem a little odd to depend on liniment for poultry, but all the big breeders will testify that

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is a positive cure for Roup, Frozen Combs, Rheumatism, Leg Weakness, Scaly Legs, etc. Try it before you use the hatchet.

MEN.

If you have an injury, an Ache, a Cut or Bruise, Lambrago, Rheumatism or a Stiff Joint, better get

Mexican Mustang Liniment

It cured aches and injuries of Man and Beast before many of you were born. Your grandfather found it reliable and so will you.

WOMEN.

In the case of a Burn or Scald there is nothing on earth more healing than a Stiff Joint, better get

Mexican Mustang Liniment

and bound loosely on the wound. It drives away the inflammation at once and is cooling and soothing. Try it for an old sore.

CHILDREN.

Bumps, Bruises or Cuts on the toes as well as the "grown-ups" are healed quickly if treated with

Mexican Mustang Liniment

this old-time remedy stops any pain, and cures any hurt that a perfect liniment can stop or cure. Also a sure cure for Piles.

Fashion Demands

Furs. We have them in styles to suit your taste and from the cheapest to Royal Russian crown sable. Mehely, the furrier, Knutsford.

Mining company and vice versa were set for hearing Jan. 8, 1907. The demurrer to the complaint in the case of Jesse Crookston vs. the Utah Copper company was overruled and the defendant was given ten days to file an answer. In the case of E. H. Hinman vs. Lucius G. Wilkerson a demurrer was also overruled and ten days given to the defendant to file an answer. In the case of John McGee vs. the American Smelting & Refining company a motion made for a new trial was denied.

CASES BROUGHT HERE.

Several Hearings to Be Conducted Before Circuit Court.

A number of cases have been brought for hearing before the United States circuit court here. Among these are the case of George Holmberg vs. United States Smelting company. Damages amounting to \$28,800 are wanted. This is one of many smelter smoke cases pending. The case of E. T. Studness vs. J. H. Mease has also been brought to the court. This is a contest over water rights held by both parties on Rock creek in Wasatch county. Another smelter smoke case is that of Joseph H. Sisam vs. the United States Smelting company. Damages in the sum of \$1,419 are wanted. Six causes of action are named in this complaint, covering a lapse of time since 1902.

Charged With Conspiracy.

A demurrer was filed in the city court yesterday by Dye & Hoppaugh and E. A. Walton, attorneys for the defense in the case of the state against Francis G. Luke, James A. Luke, Charles F. Durand and Thomas Kane, charged with conspiracy. The demurrer contends that not sufficient facts were alleged in the complaint to constitute a public offense, and that the court has no jurisdiction to examine into the case. They allege that more than one offense is alleged in the complaint.

Court Notes.

The suit filed some time ago in the district court by the Campbell Building company against the Western Mantel Tile & Concrete company for \$1,000 for material which it was alleged by the plaintiff was furnished to the defendant but never paid for was dismissed by stipulation yesterday.

Application for letters of administration of the estate of Johannah F. Gutke was filed by Julian F. Eiken in the district court, probate division, yesterday. Mrs. Gutke died at McCammon, Ida., Oct. 10, 1906, at the age of 74 years. Intestate. Her estate comprised realty valued at \$700 and personal property valued at \$850.

Alleging that his son, Wilford Eglund, a minor, was not paid by George S. Spencer for herding sheep for the latter for several months, Jans C. P. Eglund has filed suit in the district court against Spencer to collect \$28.35, alleged to be due to the youth for his services. Eglund alleges that the boy was hired as a shepherd by the defendant on a contract, and that after working for several months the employer refused to pay the wages which it was claimed he agreed to pay.

COLLEGE MAGAZINE IS OUT

"Rocky Mountain Farming," Published at Logan, Makes Initial Appearance.

"Rocky Mountain Farming," Volume 1, Number 1, is out. This is the first edition of a monthly magazine published by the Agricultural College of Utah at Logan, and printed by the Daily Reporter company, of Salt Lake. The magazine is a credit, both to publishers and printers. As its title denotes, the magazine is devoted to things agricultural and contains numerous departments whose space is devoted to special lines. James Dryden is managing editor. E. G. Patterson, associate editor; L. A. Ostien, business manager, and E. F. Ritter is assistant business manager. Among the department editors are: P. A. Yoder, soil fertility; W. W. McLaughlin, irrigation and drainage; W. M. Jardine, field crops; R. N. Northrup, orchard and gardens; E. G. Peterson, injurious insects; John T. Caine, livestock; C. Larsen, dairy farming; J. D. Dryden, poultry; H. J. Frederick, diseases of animals; Dalinda Cotey, the home; Joseph Jensen, farm mechanics, and J. A. Bexell, profit and loss. "Rocky Mountain Farming" for November contains a number of half-tones and drawings illustrating well written articles on varied subjects. "Care of Range Cattle" is a contribution by John T. Caine, and "Are Our Soils Exempt from Exhaustion Troubles?" by P. A. Yoder. The various departments are filled with short sketches and matter, well arranged and interesting. The magazine will stand comparison with any school publication.

MARRIAGE LICENSES.

3221—John Connelly, Park City.
Margaret Harrington, Butte, Mont.
3222—James H. Thompson, South Cottonwood.
Pearl R. Bowthorpe, Big Cottonwood.
3223—Bertie F. Hall, Grand Junction, Colo.
Margaret F. Gunn, Denver, Colo.
3224—James L. Cheney, Centerville.
Alice Cannon, Salt Lake.
3225—Nelson Roy Nelson, Mt. Pleasant.
Estelle Averitt, Mt. Pleasant.
3226—J. George Barrett, Salt Lake.
Carrie L. Earley, Salt Lake.
3227—Joseph R. Jensen, Crescent.
Rebecca Lancaster, Crescent.
3228—Harrie Brimhall, Spanish Fork.
Kate Gough, Salt Lake.
3229—Frank J. Sherman, Canyon, O.
Amelia M. Madsen, Logan.

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restore your stomach and digestive organs to a normal condition and see how quickly the hundred and one little ailments troubling you will disappear. It is the safest medicine you can take. One bottle of

HOTSTETTER'S STOMACH BITTERS

will prove our claim beyond all doubt. Try it today. It always cures Bloating, Heartburn, Belching, Poor Appetite, Dyspepsia, Indigestion, Chills, Colds, Female Ills or Malaria. Be sure to get Hostetter's. All Druggists.

Speaking of Fountains

Reminds Us

of the great number of people who congregate at our fountain. FRANK himself is O. K. and so many people remark that his service is the same. OUR aim is to please all.

The Godbe-Pitts Drug Co.

Where you get just what you ask for, not something just as good.

OPEN ALL NIGHT.

Doesn't Take Much Money To Buy a Piano!

A little down is all you have to put up, and a little each month and you have the pleasure and entertainment of the piano all the time it's being paid for. Come in and see about it.

Carstensen & Anson Co.

74 So. Main St.

Remember when you were a child and caught cold and had a cough?

A Practical Way of Curing a Cough.

Remember how your mother used to rub your throat and chest with goose grease or oil and turpentine?

Well, we have passed the grease and oil stage—but our principle is the same. We're putting out BROMO COUGH REMEDY on practical and scientific lines so you can treat a cough just like your mother used to.

Each package contains a bottle of Cough Remedy—made from a standard formula that every physician uses; and in each package we put a BROMO COUGH PLASTER to put on the chest.

This will prevent the cough from getting down on to the lungs, or if it is already down on the lungs the plaster will relieve any congestion, will loosen the cough so that the Cough Remedy will stop the cough and heal the lungs.

BROMO COUGH REMEDY comes in one size only—50c—the bottle is as large as any good cough remedy, and besides there is a COUGH PLASTER in each package.

For sale by Willis-Horne Drug Co., F. C. Schramm, Godbe-Pitts Drug Co., F. J. Hill Drug Co., Vandyke Drug Co.

PIANOS

High grade and medium, easy payments; one price only, cash reductions; estimates on piano repairing without cost; we do renting and tuning.

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Ruff Brown Skin

Becomes soft, smooth and white on using our Blue Ribbon Cream Lotion, the most exquisite remedy known for chapped hands, face, lips, sunburn or roughness; not greasy or sticky—25c a bottle. Satisfaction guaranteed.

Both phones 457. Remember the number.

44 MAIN STREET

Anstee-Brice Drug Co.

Keith-O'Brien Will Give This Pony and Buggy Away the Evening Before Christmas

Small Boy: "Gee, I wisht I could draw that pony and cart."



Who will prove the lucky owner? The Toy Department with its many new and interesting novelties will soon open; and when it does, tell your mama and papa of Toyland at Keith-O'Brien's. A ticket with every dollar purchase of Toys.